

Bountiful City Memorial Park Information and Regulations Effective June 14, 1989

Introduction

The office for Bountiful City Cemetery is located on the cemetery grounds at 2224 South 200 West. It is here that all arrangements must be made pertaining to the cemetery. Also, all information concerning the cemetery, including records, purchasing procedure, regulations etc., may be obtained from this office.

It is the desire of Bountiful City Corp. to operate and maintain a cemetery that is beautiful, dignified and an appropriate final resting place for loved ones.

In formulating these rules and regulations it has been our desire to offer as much freedom of choice as possible while still preserving those regulations necessary to maintaining a high standard of beauty and efficiency. We sincerely hope that you will assist us in this effort by adhering to these rules. We also solicit your comments and suggestions regarding general maintenance and operating procedures.

In addition to these rules and regulations, all interments shall be subject to the orders and laws of Davis County and the State of Utah.

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LOT OWNERSHIP & PRIVILEGES

A. Nature and extent of rights acquired:

Upon the payment of the purchase price of a lot the purchaser acquires the rights of burial in said lot, subject to the rules and regulations of the cemetery.

No interment will be permitted in or marker allowed on any lot not fully paid for except by special consent of the cemetery superintendent, and in the event such consent is given, any and all interments placed in or markers placed on said property shall be considered as permissive

until such property is fully paid for. The failure on the part of the purchaser to make full payment shall give the cemetery superintendent the right, at his option, to remove any remains on said lot and re-inter them in some other place in the cemetery suitable to cemetery superintendent.

No lot shall be sold without “perpetual care” and no certificate shall be issued until the lot is paid for in full.

B. Descent and Inheritance of Burial Rights:

Upon the death of the lot owner, the lot descends to those named in his will or to his heirs as designated by law.

Upon the death of the lot owner or purchaser the cemetery superintendent shall act upon his best judgement in determining heirship and successorship, unless an affidavit of heirship together with the power appointing one of the heirs to represent all or a certified copy of the decree of distribution of the estate of the deceased lot owner or purchaser is first filed with the cemetery superintendent. Bountiful City Corp. shall in no way be held responsible for a failure to properly determine the legal successorship of the said lot owner or purchaser.

The heirs are entitled to the same use of the lot as the original owners and are bound by the same rules and regulations.

BURIALS

A. Notice required - Compliance with law:

Interments are limited to human dead.

Interments will be made only upon the written order of the owner of the lot, or of persons representing the lot owner.

Directions for all interments must be given and all charges prepaid at the administrative office of the cemetery. Information given by telephone will be taken with particular care, but Bountiful City Corp. will not be responsible for errors resulting from this procedure. All such orders must be confirmed in writing.

The person giving the order must be able to give the lot owner's name and address, the name of the person to be buried, the name of the funeral director, the date and time of the funeral and the grave space to be used.

Notice for opening a grave shall be given sufficiently early to allow at least 8 regular working hours for the work to be completed, but we would appreciate as much notice as possible.

Bountiful City Corp. shall not be responsible for any mistakes occurring from the lack of precise

and proper instructions as to the proper space in the lot where interment is desired. When instructions regarding the location of a grave on a lot cannot be obtained or are indefinite, or for any reason the grave cannot be opened where specified the superintendent may, in his discretion, open it in such location on the lot as he deems best and proper, so as not to delay the funeral and affect the interment.

No interment will be permitted, or remains received unless the proper certificate or permit required by law or ordinance is furnished.

Removals and interments shipped from other cemeteries or city must be accompanied by a similar permit.

B. Advance payment of burial fee:

No grave will be opened until the charges have been paid, unless prior arrangements have been made at the cemetery office.

C. Hours when burials permitted:

No funeral or interment will be allowed in the cemetery on Sunday or on any of the holidays officially observed by Bountiful City Corp., without the express permission of the superintendent.

On all other days funerals will be allowed between the hours of 8:00 a.m. and 4:30 p.m. additional charges will be made for interments on Saturday and during other than regular days and hours as herein stated.

D. Funeral Processions:

Funeral processions upon entering the cemetery shall be under the control and subject to the direction of the cemetery superintendent.

E. Duty of funeral director:

Funeral director in charge of funerals must arrange the time for arrival at the cemetery so as to be out of the grounds before 4:00 p.m. They will be held responsible for the faithful observance of all the rules and regulations concerning funerals and burials.

F. Excavating and refilling graves:

The superintendent or someone employed by the cemetery is in complete charge of every interment. No grave shall be opened or filled, refilled or sodded except by the employees of the cemetery under the direction of the superintendent.

G. Burials per grave:

One interment only shall be allowed in a casket except a mother with her infant child or two children buried at the same time. Not more than one casket is allowed in a grave except when the contract for such space specifically provides for such.

H. Errors may be corrected:

The cemetery superintendent shall have the right to correct any errors that may be made by it either in making interments, disinterments or removals, or in the description, transfer or conveyance of any interment property, either by cancelling such conveyance and substituting and conveying in lieu thereof other interment property of equal value and similar location as near as possible, or as may be selected by the superintendent, or by, refunding the amount of money paid on account of that purchase.

In the event the error shall involve the interment of remains of a person in such property, the superintendent shall have the right to remove and re-inter the remains in such other property of equal value and similar location as may be substituted and conveyed in lieu thereof.

DECORATION OF GRAVES

A. Funeral flowers and floral pieces:

Floral pieces will be removed without notice, weather permitting, when they become unsightly. Lot owners desiring to retain floral pieces must remove them within 48 hours after the interment.

B. Flower containers:

Adjustable receptacles of a type approved by the cemetery superintendent may be used to hold flowers. The placing of boxes, jars, bottles or any other receptacle other than an approved type container are prohibited and will be removed. No rocks, wires or sticks are allowed, except for the period beginning the Saturday before Memorial Day, but will be removed before the following Saturday.

C. Artificial flowers

Artificial flowers, potted plants and grave decorations are not permitted from April 1 to November 1 during the mowing season with these exceptions:

1. They are in a raised vase or marker, or in the opinion of the staff they do not interfere with mowing the grass or upkeep of the grounds.
2. They will be allowed beginning the Saturday before Memorial Day, but must be removed before the following Saturday.
3. Flat marker or headstone vases that are attached by chain or other methods and can be

removed or put in the base receptacle so as to be flush with the grass level are not considered a raised vase.

D. Fresh cut flowers:

Fresh cut flowers are permitted in a vase any time.

E. Planting or excavation:

No planting or any type of plant material or digging or disturbing sod within the cemetery will be permitted.

Any flowers, plants or decorations will be removed if, in the opinion of the superintendent, they become unsightly or detrimental.

F. General cleanup:

Any flowers and decorations will be removed from the cemetery at the following times:

1. The first week in April for follow up mowing until Memorial Day.
2. The Monday following Memorial Day.
3. Third week in September.

MARKERS AND MONUMENTS

A. Placement of markers and monuments:

Only one grave marker per person will be permitted on the grave. This marker shall be at the head of the grave. To avoid possible misunderstanding and difficulty, dealers should clear proposed monument and marker plans with the cemetery superintendent. Otherwise, these memorials may not conform with the rules and regulations of the cemetery and may therefore not be permitted.

The cemetery staff has the right to remove or have removed any marker, monument, tree, shrub or any object that is in the space the grave is to be dug or in an area that prohibits digging the grave.

B. Permits:

An installation permit or removal permit shall be required and shall be obtained from the cemetery office for all markers and monuments installed or removed.

C. Fees:

A fee for the installation of all markers and monuments shall be paid at the cemetery office before installation.

D. Concrete base:

All markers and monuments installed in the cemetery shall have a finished, grass-level stone or concrete base extending outward from the outer perimeter of the base or marker for a minimum distance of 8 inches.

E. Raise markers:

1. Only one above-grass-level grave marker or monument shall be permitted on any one burial lot within the presently plotted and privately owned section of the cemetery.

2. The term “lot” as used in this section shall mean any burial plot containing four contiguous grave spaces in common ownership.

3. Grave spaces originally counted in qualifying for the installation of a raised marker or monument shall not be considered a second time for any additional raised marker or monument.

4. No raised marker or monument shall be placed closer than five feet from any other raised marker or monument.

5. The term “above-grass-level” or “raised marker” as used in this section shall mean the marker or monument must be a minimum of 12 inches above grass level.

F. One marker per person:

Only one marker or monument per person shall be permitted in the cemetery.

G. Vases:

All vases shall be placed in the concrete or stone base of the marker or monument.

H. Fences:

Fences, hedges, stone or gravel shall not be permitted around the circumference of burial spaces.

I. Maximum length:

Maximum length of a monument or marker including the concrete or stone base shall not exceed eight feet.

GENERAL PLATTING AND LANDSCAPING

A. Boundaries, roads and water lines:

The right to enlarge, reduce, re-plat or change the boundaries of the cemetery or of a section of sections from time to time, including the right to modify or change the locations or roads and drives, is hereby expressly reserved by the cemetery. The right to lay, maintain and operated pipe lines or gutters for water supply or drainage is also expressly reserved.

B. Filing of plats:

All maps, plats, records, etc., are on file at the cemetery office.

PERPETUAL CARE

Defined:

Perpetual care is defined as that general care and maintenance necessitated by the natural growth and ordinary wear which may be provided at reasonable intervals within the budget limits of the cemetery. It includes the planting, cutting, watering and care of lawns, upkeep of buildings, maintenance of proper records, fences, roadways and walks. It also provides for the care of trees, shrubs and flowers plated by the cemetery but does not include maintenance and care of monuments, markers or flower vases.

REGULATIONS GOVERNING ACCESS AND CONDUCT

A. Entrance regulation:

Vehicle access to Bountiful City Cemetery is restricted to daylight hours only. No person shall be permitted to sit or lounge on any of the grounds, graves or monuments within the cemetery, or in any of the cemetery buildings except in connection with a visit to a particular burial space or lot.

B. Improper conduct prohibited:

Bountiful City Cemetery has been dedicated for the burial of the dead. Any behavior or conduct not in keeping with this purpose is expressly forbidden.

C. Loss or damage:

The employees of Bountiful City Cemetery will exercise every means and effort to prevent loss or damage to all property within the cemetery. However, the cemetery distinctly disclaims all responsibility for loss or damage from causes beyond its reasonable control.

While the City will endeavor to exercise caution to protect raised lettering, carving or ornaments

on any memorial or other structure on any lot in the cemetery, it disclaims any responsibility for damage thereto.

D. Speed limit:

The speed limit within Bountiful City Cemetery is 15 miles per hour.

E. Children and/or Animals:

Children under fifteen (15) years of age shall not be permitted within the cemetery grounds of their building unless accompanied by an adult.

Animals are not permitted in the cemetery.

F. Motorcycles and bicycles:

Motorcycles and bicycles shall not be admitted to the cemetery unless ridden in a funeral procession by officers of the law.

MISCELLANEOUS

A. Office - records:

The cemetery office is kept open weekdays from 8:00 a.m. to 4:30 p.m. with the exception of holidays. All business pertaining to the cemetery should be transacted at the office.

The location of all graves is shown by maps and by a system of recorded measurements from fixed, permanent landmarks. All maps and records are on file at the office.

All lot owners are requested to notify the cemetery office of any change in their address.

B. Powers of Superintendent:

The superintendent subject to the direction of the City Council has entire charge of the cemetery and is authorized to enforce the rules and regulations pertaining to the cemetery. The superintendent may take such action as may be necessary, though not expressly authorized by the rules, in order to protect the property of grave and lot owners, and the cemetery, from injury, to preserve the peace and good order, or to prevent injury to the appearance of the lots and graves, grounds and buildings.

The cemetery superintendent shall have the right, at any time, to close any road, drive or walk.

C. Contractors and outside visitors:

Contractors and others having work in the cemetery must make known their business to the superintendent and receive a permit before work is commenced.

D. Disinterments:

Disinterments may be made at reasonable times at the discretion of the superintendent. The written order of the lot owner or his legal representative, or an order from competent authority in compliance with law must be given.

The City shall exercise the utmost care in carrying out a disinterment, but it assumes no liability for damage to any casket, burial receptacle or any other property during the disinterment process.

E. Prices and charges:

Prices of lots and all cemetery services and fees will be furnished by the cemetery management at the office.

F. Liability of cemetery:

Bountiful City Cemetery personnel will at all times exercise diligence and reasonable care in the protection of the rights and property of the lot owners and visitors of the cemetery, but shall not be liable for any damage or loss.

G. Alteration and repeal of rules and regulations:

Bountiful City Cemetery reserves the right without notice, to make, amend and repeal the rules and regulations of the cemetery and to take exceptions thereto, but such exceptions shall not amend or repeal any rule or regulation. All fees, prices and charges are also subject to change without notice and are published separately.

All previous rules, ordinances and regulations are hereby superseded.